

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| <i>In re: Application of:</i> | § | Confirmation No. 1813 |
| Timothy Charles Ramsey Prickett <i>et al.</i> | § | |
| | § | Group Art Unit: 1641 |
| Application No. 10/561,119 | § | |
| | § | Examiner: GRUN, James L. |
| Filed: December 15, 2005 | § | |
| | § | |
| For: ASSESSMENT OF SKELETAL GROWTH USING | § | Attorney Docket No. 36697.17 |
| MEASUREMENTS OF NT-CNP PEPTIDES | § | |

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the Duty of Disclosure under 37 C.F.R. § 1.56, and in accordance with the practice under 37 C.F.R. §§ 1.97-1.98, the Examiner's attention is directed to this Information Disclosure Statement (IDS) and the references listed on form PTO/SB/08a filed concurrently herewith. Copies of the cited documents are also included for review and consideration by the Office. No inference should be made that the cited references are in fact material, are in fact prior art, or that no better art exists.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the accompanying Form PTO/SB/08a be initialed and returned indicating that such information has been considered.

Applicants note that because reference **D5** cited in the July 14, 2008 European Examination Report was previously made of record in the IDS dated November 24, 2008 and considered by the Examiner; no copy of the reference is included herewith. Likewise, because references **D6-D10** from the same Examination Report were previously made of record in the IDS dated February 2, 2006 and previously considered by the Examiner, copies of references D6-D10 are also not enclosed herewith.

Applicants further note that because references **D1-D2** cited in the International Search Report dated November 17, 2008 were also previously made of record in the IDS dated February 2, 2006 and considered by the Examiner, no copies of these references are enclosed.

The Examiner's attention is specifically drawn to the fact that there may be one or more commonly owned, patent application(s) co-pending with the instant application, and that any such application, references cited therein, and Office Actions and responses thereto, may be material to the patentability of the claims of the captioned application. Because any such co-pending application(s), together with the complete file history of the same, are readily available to the Examiner on internal Patent Office computer records, should the Examiner believe any such co-pending application(s) to be material during examination of the instant application, then Applicants rely on the Examiner to carry out his/her examination responsibilities to examine the complete record, including, without limitation, any Office Actions or responses thereto, of any such co-pending application(s).

This Information Disclosure Statement is being filed under 37 C.F.R. § 1.97(c), and as such, the accompanying transmittal authorizes deduction of the \$180.00 fee set forth in 37 C.F.R. § 1.17(p) from Haynes and Boone, LLP's Deposit Account No. 08-1394, Order No. 33697.17. Should any additional fees be required for any reason, the Commissioner is hereby authorized to charge any additional fees which may be required (or credit any overpayments) to the referenced deposit account.

Respectfully submitted,

October 29, 2009

Date



Mark D. Moore, Ph.D. (Reg. No. 42,903)

HAYNES AND BOONE, LLP

Customer No. 27683

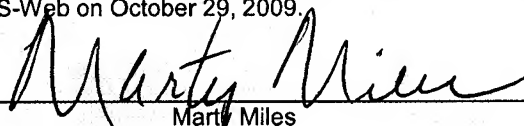
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Certificate of Service

I hereby certify that this correspondence is being filed electronically with the U.S. Patent and Trademark Office via EFS-Web on October 29, 2009.


Marty Miles